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In re Application of
GEORGIADES
U.S. Application No.: 09/980,347
PCT No.: PCT/GB00/02128
Int. Filing Date: 02 June 2000
Priority Date: 02 June 1999
Attorney Docket No.: AAT-12792
For: PEPTIDES

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COMMUNICATION

The above-identified application is before the PCT Legal Office for consideration of issues arising under 35 U.S.C. 371.

BACKGROUND

On 02 June 2000, applicant filed international application PCT/GB00/02127. A copy of the international application was communicated to the United States Patent and Trademark Office from the International Bureau on 14 December 2000. A Demand for international preliminary examination, in which the United States was elected, was filed on 22 December 2000, prior to the expiration of nineteen months from the priority date. Accordingly, the thirty-month period for paying the basic national fee in the United States expired at midnight on 02 December 2001.

On 30 November 2001, applicant filed a transmittal letter for entry into the national stage in the United States, which was accompanied by a First Preliminary amendment and a sequence listing.

On 03 December 2001, applicant filed a check in the amount of \$939.00 which included payment of the full U.S. basic national fee. As 02 December 2001 was a Sunday, the payment is considered to be timely filed.

On 11 January 2002, applicant was mailed a NOTIFICATION OF ABANDONMENT informing applicant that the above-identified application was abandoned as the United States for failure to provide the full U.S. Basic National Fee by 30 months.

DISCUSSION

As detailed above, applicant did provide payment of full U.S. Basic National Fee in a timely manner; as such the NOTIFICATION OF ABANDONMENT mailed 11 January 2002 is

hereby **VACATED**. Applicant is still required to provide an executed oath or declaration of the inventor.

CONCLUSION

The NOTIFICATION OF ABANDONMENT mailed 11 January 2002 is hereby **VACATED**.

This application is being returned to the DO/EO/US for processing in accordance with this decision, namely, the mailing of a NOTIFICATION OF MISSING REQUIREMENTS (Form PCT/DO/EO/905).



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